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Counsel to Plaintiff RDC Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK**

In re:	Chapter 11
ROCHESTER DRUG CO-OPERATIVE, INC.	Case No. 20-20230 (PRW)
Debtor.	
Advisory Trust Group, LLC, as trustee of the RDC LIQUIDATING TRUST,	Adv. Proc. No. 22-02073 (PRW)
Plaintiff, v. LAURENCE F. DOUD III, DONALD ARTHUR, STEPHEN GIROUX, CHRISTOPHER CASEY, GARRY MROZEK, RICHARD KLENK, SHERWOOD KLEIN, JOSEPH LECH, BORIS MANTELL, JOSEPH SCOTT MISKOVSKY, and PAUL PAGNOTTA, individually as members of the Debtor's Board of Directors,	
Defendants.	

SECOND STIPULATION EXTENDING TIME TO ANSWER COMPLAINT

Plaintiff, RDC Liquidating Trust, through its trustee Advisory Trust Group, LLC
("Plaintiff"), successor in interest to Rochester Drug Co-Operative, Inc., and defendants, Garry

Mrozek, Joseph Lech, Boris Mantell, and Joseph Scott Miskovsky (collectively, “Defendants,” and together with Plaintiff, the “Parties”), by and through their undersigned attorneys, hereby stipulate:

WHEREAS, on March 8, 2022, Plaintiff filed a complaint (the “Complaint”) against Defendants, and the summons (the “Summons”) was issued on March 9, 2022;

WHEREAS, on or after March 9, 2022, Defendants were served with the Summons and Complaint; and

WHEREAS, on March 31, 2011, the Parties stipulated to an extension of time to answer or otherwise respond to the Complaint through April 30, 2022 that was approved by an order of the Court [Docket No. 33].

NOW THEREFORE, the Parties stipulate and agree as follows:

1. Subject to this Court’s approval, Defendants are granted a further extension of time to answer the Complaint until **May 16, 2022**, provided that the Defendants shall file an answer and not otherwise respond to the complaint by filing a 12(b)(6) motion to dismiss.
2. Defendants do not challenge personal jurisdiction and waive any objection to service of process of the Summons and Complaint in this adversary proceeding.

Respectfully submitted,

Dated: April 14, 2022

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Ilan D. Scharf

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Dated: April 14th, 2022

BRENNAN MANNA DIAMOND



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Counsel to Defendants Garry Mrozek, Joseph Lech, Boris Mantell, and Joseph Scott Miskovsky

SO ORDERED:

DATED: _____, 2022
Rochester, New York

4877-2973-3660, v. 1

HON. PAUL R. WARREN
United States Bankruptcy Judge